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I hereby certify that this correspondence is being filed via facsimile to the designated fax number (571) 273-8300 to commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on the date indicated below.

Date:

October 3, 2005

By:

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Attorney Docket No. 100727-61 / Heraeus 412

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Hans-Jurgen WACHTER et al
SERIAL NO. : 10/705,566
CUSTOMER NO. : 27384
FILED : November 11, 2003
FOR : NIOBIUM-ZIRCONIUM ALLOY FOR MEDICAL DEVICES OR
THEIR PARTS
ART UNIT : 1742
EXAMINER : Daniel J. Jenkins

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 CFR § 1.111

SIR:

In response to the Office Action dated April 1, 2005, please amend the above-identified application as follows:

Amendments to the Specification – none.

Amendments to the Claims – none.

Remarks/Arguments begin on page 3 of this paper.

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CONDITIONAL PETITION FOR EXTENSION OF TIME

If entry and consideration of the amendments above requires an extension of time, Applicants respectfully request that this be considered a petition therefor. The Assistant Commissioner is authorized to charge any fee(s) due in this connection to Deposit Account No. 14-1263.

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess, to Deposit Account No. 14-1263.

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Amendment Under 37 CFR §1.111

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Response to Office Action dated April 1, 2005